



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/813,594         | 03/30/2004             | Seiji Ichiyoshi       | 02008.106002           |

Jonathan P. Osha  
 Osha Novak & May L.L.P.  
 1221 McKinney St., Suite 2800  
 Houston, TX 77010



CONFIRMATION NO. 4387  
 FORMALITIES LETTER  
 \*OC000000012968452\*  
 \*OC000000012968452\*

Date Mailed: 06/17/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

08/18/2004 BABRAHA1 00000052 10013594

SUMMARY OF FEES DUE:

|            |           |
|------------|-----------|
| 01 FC:1001 | 770.00 09 |
| 02 FC:1051 | 130.00 09 |
| 03 FC:1001 | 86.00 09  |

Total additional fee(s) required for this application is \$986 for a Large Entity

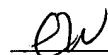
- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$86

- \$86 for 1 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

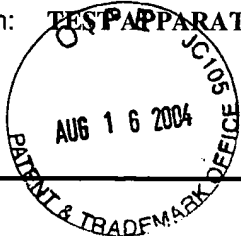
**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
**02008.106002**

In Re Application Of: **Seiji ICHiyOSHI**

| Application No.   | Filing Date           | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-------------------|-----------------------|----------|--------------|----------------|------------------|
| <b>10/813,594</b> | <b>March 30, 2004</b> |          | <b>22511</b> | <b>2133</b>    | <b>4387</b>      |

Invention: **TEST APPARATUS AND TEST METHOD**



Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
June 17, 2004  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ Other (list):

**Response To Notice To File Missing Parts Of Application**  
**Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
**02008.106002**

In Re Application Of: **Seiji ICHIYOSHI**

Application No.  
10/813,594

Filing Date  
**March 30, 2004**

Examiner

Customer No.  
**22511**

Group Art Unit  
2133

Confirmation No.  
4387

**Invention: TEST APPARATUS AND TEST METHOD**

TO THE COMMISSIONER FOR PATENTS:

## Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☒ Utility application filing fee

**\$770.00**

☐ Design application filing fee

☒ Total number of independent claims = 4

**\$86.00**

☒ Total number of claims = 9

- ☐ Multiple dependent claims

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath

**\$130.00**

☐ Petition and fee for filing by other than all the inventors or a person not the inventor

☐ Fee for processing an application filed with a non-English language specification

☐ Fee for processing and retention of application

**Total completion of application fees \$986.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month      ☐ Two months      ☐ Three months      ☐ Four months      ☐ Five months

from: \_\_\_\_\_ *Date*                      until: \_\_\_\_\_ *Date*

Total time extension fees

**Total fees due                      \$986.00**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.  
02008.106002

In Re Application Of: **Seiji ICHIYOSHI**

| Application No. | Filing Date    | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|----------------|----------|--------------|----------------|------------------|
| 10/813,594      | March 30, 2004 |          | 22511        | 2133           | 4387             |

Invention: **TEST APPARATUS AND TEST METHOD**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of **\$986.00** is to be paid as follows: Credit Card Form PTO-2038 is attached

- ☒ ~~A check~~ in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-0591**
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-0591**

  
Signature

**Jonathan P. Osha, Reg. 33,986  
OSHA & MAY L.L.P.  
1221 McKinney St., Suite 2800  
Houston, TX 77010**

**Tel: (713) 228-8600  
Fax: (713) 228-8778**

Dated: 

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

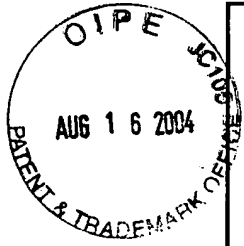
\_\_\_\_\_  
Signature of Person Mailing Correspondence

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Correspondence

CC:

Application No. (if known): 10/813,594

Attorney Docket No.: 02008/106002



## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 526068255 US in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on August 16, 2004  
Date

  
Signature

Lisa H. Smith

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Response to Notice to File Missing Parts (3 pages);  
Copy of Notice of Missing Parts (2 pages);  
Combined Declaration and Power of Attorney, signed (3 pages); and  
Credit Card Payment Form: \$986.00.